



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 3677

Examiner: Not Assigned

## **CERTIFICATE OF EXPRESS MAILING**

37 C.F.R. §110

I hereby certify that this document and its attachments are being deposited with the United States Postal Service as Express Mail Post Office to Addressee Service, as Express Mail No.: EL 978250969US prior to the last scheduled pick up, in an envelope addressed to Commissioner for Patents, Alexandria, VA 22313, on the date below:

## Jul. 20, 2004

## INFORMATION DISCLOSURE STATEMENT

- 1. Pursuant to 37 C.F.R. §§1.97-1.99, Applicant hereby submits reference of which he or she is aware that may be material to the examination of this application, and of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56. The filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b), nor shall the filing of this Information Disclosure Statement be construed as a representation that a search has been made.
- 2. The references are listed on the accompanying Forms PTO-1449, and a copy of each reference is provided herewith.
- 3. This Information Disclosure Statement:

[]	Accompanies a new patent application submitted herewith.
[]	Is being filed within 3 months after the filing date of the application.
[ <b>X</b> ]	Before the mailing date of a first Office Action on the merits.

Notice of Allowance and is accompanied by a:

After each of the above, but before the mailing date of either a final action or

[	]	Certification, or	
[	]	1806 fee (37 C.F.R. §	1.17(p)).

- [ ] After all of the above, but before payment of the Issue Fee. The Statement is accompanied by a certification and a petition requesting consideration of the Statement and a petition fee of \$130 (37 C.F.R. § 1.17(i)(1).
- 4. The U.S. Patent and Trademark Office is hereby authorized to charge any fees, if any, or discrepancies in fees required, to Deposit Account 10-0096.
- 5. Undersigned counsel hereby requests a telephone conference with the Examiner if there are any questions. It is respectfully requested that the references be considered by the Examiner, be made a part of the official record, and be cited in the issued patent.

Respectfully submitted,

Robert C. Curfiss

Registration No. 26,540 Jackson Walker, L.L.P.

112 E. Pecan Street, Suite 2100

San Antonio, Texas 78205

(713)752-4200

(713)752-4221 - Facsimile

ATTORNEY FOR ASSIGNEE

m PTO-1449 (Modified) SHEET 1 of 2 U.S. Dept. of Commerce ATTY DKT. NO.: ORM PTO-1449 SER. NO.: Patent & Trademark Office (Modified) 124216.00001.001 10/678,578 INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) (37 CFR 1.98(b)) APPLICANT: B. Calvin Leverett FILING DATE: GROUP: 3677 October 3, 2003 **U.S. PATENT DOCUMENTS** Examiner Patent Sub-Issue Patentee Class Filing Date Initial Number Date class Appropriate 5,007,148 04/16/1991 Bida 27 11/08/1988 5,404,627 04/11/1995 Shepherd 27 2 09/21/1993 246,241 08/23/1881 Taylor 33 562 01/13/1981 1,388,426 08/23/1921 27 Greive 2 08/17/1920 5,887,321 03/30/1999 27 Foley, Jr. 2 01/23/1997 1,733,629 10/29/1929 Schleicher 229 116.1 05/16/1928 5,985,399 11/16/1999 Tambussi 428 55 07/18/1997 4,730,370 03/15/1988 Elder 27 10/3/1983 2,231,995 02/18/1941 Glidden et al. 428 90 12/21/1936 3,115,434 12/24/1963 Hahn 428 3 06/29/1960 2,249,283 07/15/1941 Brady et al. 27 19 10/28/1938 3,157,936 11/24/1964 Hillenbrand 27 19 05/08/1962 1,848,417 03/08/1932 Evel 27 19 12/18/1930 4,357,741 11/09/1982 Winburn et al. 19 27 04/14/1981 2,788,597 04/16/1957 Michel 248 27.8 10/18/1954 2,835,014 05/20/1958 10/14/1953 Dioguardi Jr. 24 457 FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION Publ. Document Country or Class Sub-Translation Number Patent Office Date Class Yes No OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication) **EXAMINER** DATE CONSIDERED Initial citation considered. Draw line through citation if not in conformance and not

considered. Include copy of this form with next communication to applicant.

**EXAMINER:** 

<sup>\*</sup>It is believed these references are potentially relevant but applicant has not determined whether or not these two online printouts represent prior art as they were a result of search performed after applicant's date of invention.

n PTO-1449 (Modified) SHEET 2 of 2 U.S. Dept. of Commerce ATTY DKT. NO.: SER. NO.: (Modified) Patent & Trademark Office 124216.00001.001 10/678,578 INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) (37 CFR 1.98(b)) APPLICANT: B. Calvin Leverett FILING DATE: GROUP: 3677 October 3, 2003 **U.S. PATENT DOCUMENTS** Examiner **Patent** Issue Patentee Class Sub-Filing Date Initial Number Date class Appropriate 4,137,613 02/06/1979 Ceresko 27 07/20/1977 19 4,571,791 02/25/1986 Ceresko 27 19 02/04/1983 3,735,457 05/29/1973 Esterdahl 27 19 05/06/1970 6,223,404 05/01/2001 27 19 Fant et al. 10/21/1998 FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION Document Publ. Country or Class Sub-Translation Patent Office Number Date Class Yes OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication) **EXAMINER** DATE CONSIDERED **EXAMINER:** Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>\*</sup>It is believed these references are potentially relevant but applicant has not determined whether or not these two online printouts represent prior art as they were a result of search performed <u>after</u> applicant's date of invention.